

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

**In re:** §      **Case No. 19-34054-sgj11**  
§  
**HIGHLAND CAPITAL MANAGEMENT,** §  
**L.P.,** §      **Chapter 11**  
§  
**Debtor**            §

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**OFFICIAL COMMITTEE OF §**  
**UNSECURED CREDITORS,** §  
§  
**Plaintiff,** §      **Adversary No. 20-03195**  
vs. §  
§  
**CLO HOLDCO, LTD., CHARITABLE** §  
**DAF HOLDCO, LTD., CHARITABLE** §  
**DAF FUND, LP, HIGHLAND DALLAS** §  
**FOUNDATION, INC., THE DUGABOY** §  
**INVESTMENT TRUST, GRANT JAMES** §  
**SCOTT III IN HIS INDIVIDUAL** §  
**CAPACITY, AS TRUSTEE OF THE** §  
**DUGABOY INVESTMENT TRUST, AND** §  
**AS TRUSTEE OF THE GET GOOD** §  
**NONEXEMPT TRUST, AND JAMES D.** §  
**DONDERO,** §  
§  
**Defendants.**            §

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**WITHDRAWAL OF NOTICE REGARDING A HEARING ON THE  
MOTION TO DISMISS ADVERSARY PROCEEDING**

**PLEASE TAKE NOTICE THAT CLO HOLDCO, LTD. and Highland Dallas**  
**Foundation, Inc.<sup>1</sup> filed a *Motion to Dismiss Adversary Proceeding or, in the alternative, Motion***

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<sup>1</sup> CLO HOLDCO, LTD. and Highland Dallas Foundation, Inc. have filed a *Motion to Withdraw the Reference* [ECF No. 24], and nothing herein shall be deemed a waiver of their right to a trial by jury on all claims asserted in this Adversary Proceeding nor consent to the entry of final orders in this Adversary Proceeding by the Bankruptcy Court.

*for More Definite Statement* [ECF No. 23] (“Motion to Dismiss”) on April 14, 2021 and filed a *Notice of Hearing Regrading the Motion to Dismiss* [ECF No. 27] (the “Notice of Hearing”) on April 20, 2021.

**PLEASE TAKE FURTHER NOTICE THAT** pursuant to instruction of the Court, CLO HOLDCO, LTD. and Highland Dallas Foundation, Inc. hereby **WITHDRAW** the Notice of Hearing.

Dated: May 5, 2021

Respectfully submitted,

**KELLY HART PITRE**

*/s/ Louis M. Phillips*

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ATTORNEYS FOR CLO HOLDCO, LTD. AND HIGHLAND  
DALLAS FOUNDATION, INC.

**CERTIFICATE OF SERVICE**

I, undersigned counsel, hereby certify that a true and correct copy of the above and foregoing document and all attachments thereto were sent via electronic mail via the Court's ECF system to all parties authorized to receive electronic notice in this case on this May 5, 2021.

*/s/ Louis M. Phillips*  
Louis M. Phillips